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Attorneys for Defendant

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

RENEE N. CLARK,

Plaintiff,

v.

MARTIN O'MALLEY,  
 Commissioner of Social Security,

Defendant.

Case No.: 2:23-cv-01665-MDC

**DEFENDANT'S UNOPPOSED *NUNC PRO***  
***TUNC* MOTION FOR EXTENSION OF**  
**TIME**  
**(FIRST REQUEST)**

Defendant, the Commissioner of Social Security, respectfully moves *nunc pro tunc* to extend the time for Defendant to respond to Plaintiff's Brief (Dkt. No. 10, filed on March 25, 2024) from the current overdue deadline of April 24, 2024, to May 1, 2024. Defendant further requests that all subsequent deadlines be extended accordingly.

This is Defendant's first request for an extension of time. Good cause exists for the requested extension because Defendant's deadline to respond was inadvertently calendared incorrectly by the Office of the General Counsel. Additional time is necessary to allow Defendant to submit a responsive

1 brief. This request is made in good faith and with no intention to unduly delay the proceedings, and  
2 Defendant promptly prepared this motion upon recognition of the overdue deadline. Defendant's  
3 counsel conferred with Plaintiff's counsel, who has no opposition to this motion.

4 It is therefore respectfully requested that Defendant be granted an extension of time to May 1,  
5 2024, to respond to Plaintiff's Opening Brief.

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8 Dated: April 26, 2024

Respectfully submitted,

9 JASON M. FRIERSON  
10 United States Attorney

11 */s/ Michael J. Mullen*  
12 MICHAEL J. MULLEN  
13 Special Assistant United States Attorney

14 IT IS SO ORDERED:

15 \_\_\_\_\_  
16 UNITED STATES MAGISTRATE JUDGE

17 DATED: 5-1-24  
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**CERTIFICATE OF SERVICE**

I, Michael J. Mullen, certify that the following individual(s) were served with a copy of the foregoing **DEFENDANT’S UNOPPOSED NUNC PRO TUNC MOTION FOR EXTENSION OF TIME** on the date, and via the method of service, identified below:

**By CM/ECF:**

Marc V. Kalagian  
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Dated: April 26, 2024

/s/ Michael J. Mullen  
MICHAEL J. MULLEN  
Special Assistant United States Attorney